

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF MISSOURI
EASTERN DIVISION

PAUL JOSEPH WIELAND, et al.,)	
)	
Plaintiffs,)	
)	
vs.)	Case No. 4:13CV1577 JCH
)	
UNITED STATES DEPARTMENT)	
OF HEALTH AND HUMAN SERVICES,)	
et al.,)	
)	
Defendants.)	

**PLAINTIFFS' EMERGENCY MOTION FOR PRELIMINARY INJUNCTION
PENDING APPEAL (EXPEDITED ACTION REQUESTED)**

The Plaintiffs, Paul and Teresa Wieland, intend to file a notice of appeal forthwith, but prior thereto, pursuant to Federal Rule of Appellate Procedure 8(a)(1), they make this motion on an emergency basis for a preliminary injunction pending appeal.

Plaintiffs respectfully move the Court for a preliminary injunction prohibiting Defendants, their officers, agents, servants, employees, attorneys, and other persons who are in active concert and participation with them, from enforcing the mandate of 42 U.S.C. § 300gg–13(a)(4) and its implementing regulations to the extent it requires coverage for contraceptives, sterilization, abortion-inducing drugs and related patient education and counseling, against the Wielands and/or any employer, group health plan or health insurance issuer when offering insurance coverage to them, pending resolution of the Wielands' appeal to the Eighth Circuit Court of Appeals.

Absent relief, the Wielands will be forced to provide religiously-objectionable coverage to their dependent daughters in violation of their sincerely-held religious beliefs or will be

forced to terminate coverage for their daughters altogether and, as of January 1, 2014, face fines. In either event, the Wielands' exercise of religion will be substantially burdened and they will therefore be irreparably harmed. Given the urgent nature of this matter, and the Wielands' plans to seek similar relief from the Eighth Circuit if necessary, the Wielands request that this motion be given expedited consideration.

In support of this motion, the Wielands file simultaneously herewith and incorporate by reference their Memorandum in Support of this motion.

Respectfully submitted this 21st day of October, 2013.

OTTSEN, LEGGAT AND BELZ, L.C.

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Certificate of Service

I hereby certify that on October 21, 2013, the foregoing was filed electronically with the Clerk of the Court for the United States District Court for the Eastern District of Missouri to be served by operation of the Court's electronic filing system upon the following registered CM/ECF participants:

Michelle Bennett
United States Department of Justice
Civil Division, Federal Programs Branch
20 Massachusetts Avenue N.W. Room 7310
Washington, D.C. 20530

/s/ Timothy Belz